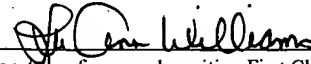


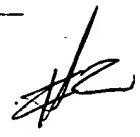
2164

CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. § 1.8

I hereby certify that this correspondence and attached documents in response to an Office Action, pursuant to 37 C.F.R. § 1.8, are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231, on:

Date: January 24, 2001

By 
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PATENT



**IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE**

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|--------------|---|-----------------|------------|
| Applicant: | Marks | Docket No.: | 36207.0100 |
| Serial No.: | 09/698,640 | Group Art Unit: | 2164 |
| Filing Date: | October 27, 2000 | Examiner: | TBA |
| Title: | METHODS AND APPARATUS FOR ONLINE AUCTIONS AND MARKET- PLACES UTILIZING PROGRAM TERMS | | |

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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This Information Disclosure Statement is filed in accordance with the duty of disclosure under 37 C.F.R. §1.56 and pursuant to 37 C.F.R. §§1.97-1.98. One copy of each document cited on the enclosed Form PTO-1449 is submitted herewith. The Examiner is requested to initial the enclosed Form PTO-1449 and return a copy thereof to the undersigned.

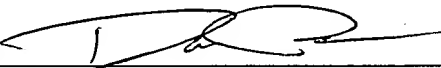
The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant(s) reserve the right to dispute any of the listed documents as prior art during examination. Further, Applicant(s) do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application. Furthermore, the submission of this Information Disclosure Statement is not to be

construed as a representation that a search has been made or that no other material information may exist.

No fee is due under 37 C.F.R. §1.17(p) for this Information Disclosure Statement since it is being filed in compliance with 37 C.F.R. §1.97(b)(3), before the mailing date of a first Office Action on the merits.

Respectfully submitted,

Date: 1/24/2001

By  _____

Daniel R. Pote
Reg. No. 43,011

SNELL & WILMER, L.L.P.
One Arizona Center
400 East Van Buren
Phoenix, AZ 85004-2202
(602) 382-6325
(602) 382-6070 - Fax

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| INFORMATION DISCLOSURE CITATION <i>(Use several sheets if necessary)</i> | Docket Number (Optional) 36207.0100 | Application Number 09/698,640 |
| | Applicant(s) Marks | |
| | Filing Date October 27, 2000 | Group Art Unit 2164 |

U.S. PATENT DOCUMENTS

| *EXAMINER INITIAL | REF | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|----------------------|-----|-----------------|----------|-------------------|-------|----------|-------------------------------|
| | | 6,012,045 | 01-04-00 | Barzilai et al. | | | |
| | | 6,151,589 | 11-21-00 | Aggarwal et al. | | | |
| | | 6,165,999 | 12-12-00 | Harrington et al. | | | |
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FOREIGN PATENT DOCUMENTS

| REF | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | Translation | |
|-----|-----------------|------|---------|-------|----------|-------------|----|
| | | | | | | YES | NO |
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OTHER DOCUMENTS *(Including Author, Title, Date, Pertinent Pages, Etc.)*

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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.